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**USPTO FACSIMILE TRANSMITTAL SHEET**

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TO: Kay Pinkney		FROM: Andrew J. Dillon, Reg. No. 29,634
ORGANIZATION: US Patent and Trademark Office		DATE: March 22, 2005
ART UNIT: 2114	CONFIRMATION NO.: 9639	TOTAL NO. OF PAGES INCLUDING COVER: 4
FAX NUMBER: 703-308-6642		APPLICATION SERIAL NO: 09/997,767
ENCLOSED: Declaration		ATTORNEY DOCKET NO: AUS920000861US1

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☒ URGENT    ☐ FOR REVIEW    ☐ PLEASE COMMENT    ☐ PLEASE REPLY    ☐ PLEASE RECYCLE

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**NOTES/COMMENTS:**

Per your phone request this morning, please find attached the Declaration for the above referenced application.

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<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION</b> (37 CFR 1.63)  <input checked="" type="checkbox"/> Declaration submitted with initial filing <input type="checkbox"/> Declaration submitted after initial filing (surcharge required (37 CFR 1.16(e)))	Attorney Docket No.	AUS920000861US1
	First Named Inventor	Carol Ivash Gabele
	Application Number	UNKNOWN
	Filing Date	FILED HEREWITH
	Examiner Name	UNKNOWN

As a below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:  
the specification of which:

**FAIL THRESHOLDING IN A BATCH SIMULATION FARM NETWORK**

- ☒ is attached hereto, or
- ☐ was filed on (MM/DD/YYYY) \_\_\_\_\_ as United States Application Number or PCT International Application Number \_\_\_\_\_ and was amended on (MM/DD/YYYY) \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Numbers	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

**POWER OF ATTORNEY**

As a named inventor, I hereby appoint the following attorneys and/or agents to prosecute the application identified above and to transact all business in the United States Patent and Trademark Office connected therewith.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both,

under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

NAME OF SOLE OR FIRST INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Carol Ivash		Family Name or Surname Gabele	
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Given Name (first and middle [if any]) Wolfgang		Family Name or Surname Roesner	
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NAME OF THIRD INVENTOR:		<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any]) Derek Edward		Family Name or Surname Williams	
Inventor's Signature: <i>Derek Edward Williams</i>		Date: <i>Nov. 20<sup>th</sup> 2001</i>	
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